

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

JENNIFER CHAO,

Plaintiff,

VS.

C.A. No. 1:07-cv-00774-JJF

HARTFORD LIFE INSURANCE COMPANIES, INC.; HARTFORD LIFE AND ACCIDENT INSURANCE COMPANY, a member of Hartford Insurance Group; CHRISTIANA CARE HEALTH SYSTEM, INC., f/k/a Medical Center of Delaware Group Long Term Disability Insurance Plan; CHRISTIANA CARE HEALTH SYSTEM, INC., f/k/a Medical Center of Delaware,

Defendants.

**DEFENDANT CHRISTIANA CARE HEALTH SYSTEM, INC. F/K/A MEDICAL
CENTER OF DELAWARE’S MOTION TO DISMISS THE COMPLAINT**

For the reasons set forth in the accompanying brief, defendant Christiana Care Health System, Inc. f/k/a Medical Center of Delaware, through its undersigned counsel, hereby moves this Court to dismiss Plaintiff Jennifer Chao's Complaint pursuant to Federal Rule of Civil Procedure 12(b)(6), with prejudice, for failure to state a claim upon which relief can be granted.

Respectfully submitted,

/s/ Matthew A. Kaplan
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Accident Insurance Company, Christiana Care
Health System, Inc., f/k/a Medical Center of
Delaware Group Long Term Disability
Insurance Plan, and Christiana Care Health
System, Inc., f/k/a Medical Center of Delaware*

Dated: March 10, 2008

CERTIFICATE OF SERVICE

I, Matthew A. Kaplan, hereby certify that on March 10, 2008, I caused a copy of the foregoing *Defendants' Motion to Dismiss the Complaint* to be served with the Clerk of the Court using CM/ECF, which will send automatic notification of the filing to the following:

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/s/ Matthew A. Kaplan

Matthew A. Kaplan (#4956)

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Defendants.

ORDER

AND NOW, this ____ day of _____, 2008, upon consideration of Defendant Christiana Care Health System, Inc. f/k/a Medical Center of Delaware's Motion to Dismiss pursuant to Federal Rule of Civil Procedure 12(b)(6), and the brief in support thereof, as well as the submissions of Plaintiff in response thereto, it is hereby ORDERED that Defendant's Motion is GRANTED, and Plaintiff's Complaint is dismissed as to Christiana Care Health System, Inc. f/k/a Medical Center of Delaware with prejudice.

BY THE COURT:

UNITED STATES DISTRICT JUDGE